

# KING & SPALDING

King & Spalding LLP  
1185 Avenue of the Americas  
New York, NY 10036-4003  
Tel: +1 212 556 2100  
Fax: +1 212 556 2222  
www.kslaw.com

Israel Dahan  
Partner  
Direct Dial: +1 212 556 2114  
Direct Fax: +1 212 556 2222  
idahan@kslaw.com

December 11, 2017

The Honorable J. Paul Oetken  
United States District Judge  
Thurgood Marshall United States Courthouse  
40 Foley Square, Room 2101  
New York, NY 10007

**Re:** *Saul Horowitz, as Sellers' Representative v. National Gas & Electric, LLC & Spark Energy, Inc.*, Civ. No. 17-cv-7742 (JPO)

Dear Judge Oetken:

Pursuant to Federal Rule of Civil Procedure 15(a)(1)(B) and Rule E.ii of Your Honor's Individual Practices in Civil Cases, Plaintiff Saul Horowitz, as Sellers' Representative, has filed an Amended Complaint (Dkt. No. 22) today in the above-referenced action. Plaintiff respectfully submits that he has timely filed the Amended Complaint as of right within 21 days of the Motion to Dismiss filed by Defendants National Gas & Electric, LLC and Spark Energy, Inc. on November 21, 2017 (Dkt. No. 19).

For the convenience of the Court and the Defendants, we attach a redline comparing the initial Complaint, filed on October 10, 2017 (Dkt. No. 1), to the Amended Complaint we have filed today. Please note that the redline does not include copies of the exhibits attached to the Amended Complaint, as there has been no change to the exhibits that were attached to the original Complaint.

Respectfully submitted,

KING & SPALDING LLP

/s/ Israel Dahan

Israel Dahan

*Counsel for Plaintiff*

Attachment

cc: All Counsel of Record